

**Hyde County Board of Commissioners  
AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** February 1, 2016  
**Presenter:** County Manager Bill Rich  
**Attachment:** Yes

**ITEM TITLE:** RESOLUTIONS

**SUMMARY:** Manager Rich will present the attached resolution for Board adoption.

**Resolution In Support of 2016 Legislative Short Session Goals and  
Key Points In Coordination With The North Carolina Association of  
County Commissioners (NCACC)**

**RECOMMEND:** Adopt.

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**Motion Made By:** ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

**Motion Seconded By:** ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

**Vote:** ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

---

# COUNTY OF HYDE

## Board of Commissioners

Earl Pugh, Jr., Chair  
Barry Swindell, Vice-chair  
Ben Simmons  
John Fletcher  
Dick Tunnell

30 Oyster Creek Road  
PO Box 188  
SWAN QUARTER, NORTH CAROLINA 27885  
252-926-4400  
252-926-3701 Fax

Bill Rich  
County Manager

Fred Holscher  
County Attorney

Lois Stotesberry, CMC, NCCCC  
Clerk to the Board



## **RESOLUTION IN SUPPORT OF 2016 LEGISLATIVE SHORT SESSION GOALS AND KEY POINTS IN COORDINATION WITH THE NORTH CAROLINA ASSOCIATION OF COUNTY COMMISSIONERS (NCACC)**

**WHEREAS**, the General Assembly's Legislative Short Session will begin on April 25, 2016; and,

**WHEREAS**, the Hyde County Board of Commissioners recognizes that critical county issues will be discussed in the Legislative Short Session; and,

**WHEREAS**, it is recognized that the Board is in the best position to advocate on its behalf for legislative priorities.

**NOW, THEREFORE, BE IT RESOLVED**, that the Hyde County Board of Commissioners request that the legislative delegation, including Representative Paul Tine and Senator Bill Cook support the following initiatives in the legislative short session:

- Seek legislation to remove the ferry replacement capital expense burden from the Albemarle Rural Planning Organization and return ferry replacement to the responsibility of the State coffers.
- Seek legislation to repeal the statutory authority under NCGS 115C-431(c) that allows local school boards to file suit against a county board of commissioners over county appropriations for education.
- Seek legislation to authorize local option revenue sources already given to any other jurisdiction.
- Support legislation, regulations and funding that would preserve local option and authority where needed to deploy community broadband systems and ensure community access to critical broadband services.

This the 7<sup>th</sup> day of March, 2016.

ATTEST:

\_\_\_\_\_  
Earl Pugh, Jr., Chairman

\_\_\_\_\_  
Lois Stotesberry, Clerk to the Board

# COUNTY OF HYDE

## Board of Commissioners

Earl Pugh, Jr., Chair  
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252-926-4400  
252-926-3701 Fax

Bill Rich  
County Manager

Fred Holscher  
County Attorney

Lois Stotesberry, CMC, NCCCC  
Clerk to the Board



Dear Senator Cook,

February 23, 2016

I hope this letter finds you well and ready to begin the legislative short session. As you know, there are several legislative priorities for Counties in the short session. I am writing to notify you that I will be recommending that the Hyde County Board of Commissioners adopt a resolution in support of the following legislative priorities at our March 7, 2016 meeting:

- Seek legislation to remove the ferry replacement capital expense burden from the Albemarle Rural Planning Organization and return ferry replacement to the responsibility of the State coffers.
- Support legislation, regulations and funding that would preserve local option authority where needed to deploy community broadband systems to ensure community access to critical broadband services.
- Seek legislation to authorize local option revenue sources already given to any other jurisdiction – specifically, to pass Senate Bill 605 (Various Changes to the Revenue Laws) as currently drafted or substantively similar legislation that gives counties flexibility to enact the appropriate mix of sales tax articles and use the revenues for general purposes.
- Seek legislation to repeal the statutory authority under NC G.S. 115C-431(c) that allows local school boards to file suit against a county board of commissioners over county appropriations for education – specifically to pass H561 (School System Auth. Re: Legal Proceedings) containing language to repeal the statutory provision that authorizes school boards to sue county commissioners over local education appropriations.

You are welcome and encouraged to attend our March or April Board of Commissioners meetings scheduled for March 7, 2016 and April 4, 2016 beginning at 6:00 PM. If you choose to attend, you will be recognized by our Board Chairman and given a chance to speak about Hyde County's legislative priorities. You are welcome to attend either from Swan Quarter or Ocracoke Island.

Cordially yours,

Bill Rich, Hyde County Manager



# COUNTY OF HYDE

## Board of Commissioners

Earl Pugh, Jr., Chair  
Barry Swindell, Vice-chair  
Ben Simmons  
John Fletcher  
Dick Tunnell

30 Oyster Creek Road  
PO Box 188  
SWAN QUARTER, NORTH CAROLINA 27885  
252-926-4400  
252-926-3701 Fax

Bill Rich  
County Manager

Fred Holscher  
County Attorney

Lois Stotesberry, CMC, NCCCC  
Clerk to the Board



*Paul*

Dear Representative Tine,

February 23, 2016

I hope this letter finds you well and ready to begin the legislative short session. As you know, there are several legislative priorities for Counties in the short session. I am writing to notify you that I will be recommending that the Hyde County Board of Commissioners adopt a resolution in support of the following legislative priorities at our March 7, 2016 meeting:

- Seek legislation to remove the ferry replacement capital expense burden from the Albemarle Rural Planning Organization and return ferry replacement to the responsibility of the State coffers.
- Support legislation, regulations and funding that would preserve local option authority where needed to deploy community broadband systems to ensure community access to critical broadband services.
- Seek legislation to authorize local option revenue sources already given to any other jurisdiction – specifically, to pass Senate Bill 605 (Various Changes to the Revenue Laws) as currently drafted or substantively similar legislation that gives counties flexibility to enact the appropriate mix of sales tax articles and use the revenues for general purposes.
- Seek legislation to repeal the statutory authority under NC G.S. 115C-431(c) that allows local school boards to file suit against a county board of commissioners over county appropriations for education – specifically to pass H561 (School System Auth. Re: Legal Proceedings) containing language to repeal the statutory provision that authorizes school boards to sue county commissioners over local education appropriations.

You are welcome and encouraged to attend our March or April Board of Commissioners meetings scheduled for March 7, 2016 and April 4, 2016 beginning at 6:00 PM. If you choose to attend, you will be recognized by our Board Chairman and given a chance to speak about Hyde County's legislative priorities. You are welcome to attend either from Swan Quarter or Ocracoke Island.

Cordially yours,

*Bill Rich*

Bill Rich, Hyde County Manager



**Hyde County Board of Commissioners**  
**AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2016  
**Presenter:** County Manager Bill Rich  
**Attachment:** Yes

**ITEM TITLE:** APPOINTMENT – HYDE CAC

**SUMMARY:** Ms. Brandi Jordan, MSW, Regional LTC Ombudsman is recommending appointment of Karen Meekins and Charles Green to serve on the Community Advisory Committee (CAC)

- Karen Meekins has served on the Community Advisory Committee since her initial appointment in July 2014. She has embraced her role as a CAC member, providing advocacy and support to residents in the long-term care setting in Hyde County. Karen's initial appointment expired in July 2015 and due to the retirement of former ombudsman, Debra Sheard, and a brief vacancy in the ombudsman office, this is just now being brought to the attention of the Board.

In an e-mail dated February 22, 2016, Ms. Jordan stated as Mrs. Meekins is in agreement, it is recommendation by Ms. Jordan that she be appointed for an additional term to the Community Advisory Committee.

- Charles Green was added to the state reporting system as an appointment dated August 3, 2015 to the CAC by Debra Sheard. However, there is no record of this appointment in the Hyde County Board of Commissioners meeting minutes.

In an e-mail dated March 1, 2016 Ms. Jordan stated she believes it is probably best to do an appointment at this time.

**RECOMMEND:** Appoint Karen Meekins and Charles Green to serve on the Community Advisory Committee.

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Motion Made By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

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## **HYDE COUNTY NURSING HOME COMMUNITY ADVISORY COMMITTEE**

<b>MEMBERS</b>	<b>POSITION</b>	<b>TERM EXPIRATION</b>
Charles Green 533 Quarter Road Swan Quarter, NC 27885 (252) 926-4841	Member	
Frances House 624 W. Waterway Dr. Belhaven, NC 27810 (252) 943-9943	Secretary	07/07/2017
Judy Harris 17700 US Hwy 264 Swan Quarter, NC 27885 (252) 414-1365	Member	07/07/2017
Linda Flowers 32380 US Hwy 264 Engelhard, NC 27824 (252) 925-5021	Chair	07/07/2017
Karen Meekins 870 Nebraska Road Engelhard, NC 27842 (252) 473-0835	Member	

**REGIONAL LONG TERM CARE OMBUDSMAN**  
**ALBEMARLE COMMISSION AREA AGENCY ON AGING**  
Brandi Jordan, MSW  
P.O. Box 646, 512 S. Church Street  
Hertford, NC 27944  
Phone: (252) 426-5753 Ext. 225  
**HYDE COUNTY DEPARTMENT OF SOCIAL SERVICES**  
**ADULT PROTECTIVE SERVICES**  
**PHONE: (252) 926-4199**

**Hyde County Board of Commissioners  
AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2016  
**Presenter:** County Manager Bill Rich  
**Attachment:** Yes

**ITEM TITLE:** APPOINTMENT – SENIOR TAR HEEL LEGISLATURE (STHL)  
DELEGATE

**SUMMARY:** Manager Rich reported in accordance with (NCGS 143 B-181.55) the Senior Tar Heel Legislature provides information and education to senior citizens on the legislative process and matters being considered by the NC General Assembly.

Ms. Jan Moore of Swan Quarter has expressed an interest in serving as the STHL delegate for Hyde County.

**RECOMMEND:** Appointment

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**Motion Made By:** \_\_\_ Earl Pugh, Jr.  
\_\_\_ Barry Swindell  
\_\_\_ Dick Tunnell  
\_\_\_ Ben Simmons  
\_\_\_ John Fletcher

**Motion Seconded By:** \_\_\_ Earl Pugh, Jr.  
\_\_\_ Barry Swindell  
\_\_\_ Dick Tunnell  
\_\_\_ Ben Simmons  
\_\_\_ John Fletcher

**Vote:** \_\_\_ Earl Pugh, Jr.  
\_\_\_ Barry Swindell  
\_\_\_ Dick Tunnell  
\_\_\_ Ben Simmons  
\_\_\_ John Fletcher

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## Lois Stotesberry

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**From:** Laura Alvarico <lalvarico@albemarlecommission.org>  
**Sent:** Tuesday, March 01, 2016 9:16 AM  
**To:** brich@hydecountync.gov  
**Cc:** lstotesberry@hydecountync.gov  
**Subject:** Senior Tar Heel Legislature Delegate  
**Attachments:** 20160301082519063.pdf

Good morning, Mr. Rich.

I hope this email finds you well. In the past I have notified you of the need for a Senior Tar Heel Legislature (STHL) Delegate to represent Hyde County at the state level. As you know, Hyde County has been without a Delegate for over 10 years. Recently I was introduced to Jan Moore, a resident of Hyde County, who is interested and willing to serve as the Delegate to the STHL. Attached is a letter requesting her appointment by the county to serve in this capacity. The original is in the mail to you today. I believe that Ms. Moore would serve the county and older adults of Hyde County well as a STHL Delegate.

The next STHL meeting will be March 17-18 in Chapel Hill. I know it might be short notice but if we can get Ms. Moore appointed before then she will be able to attend the March meeting and report back to the county on issues and legislation that could impact the lives of older adults.

Thank you in advance for your consideration. Please let me know if you have any issues or concerns.

Ms. Moore's contact information is below:

Jan Moore  
782 Hwy 45  
Swan Quarter 27885  
252-385-1826  
[eroomcnaj1123@yahoo.com](mailto:eroomcnaj1123@yahoo.com)

If you could kindly let me know when this will be presented to the board, I would great appreciate it. Thanks, again, and have a great week.

Sincerely,

Laura Alvarico, MBA  
Director, Area Agency on Aging  
Albemarle Commission  
512 South Church St.  
Hertford, NC 27944  
252-426-5753 ext 224  
[www.albemarlecommission.org](http://www.albemarlecommission.org)

-----Original Message-----

From: [donotreply@albemarlecommission.org](mailto:donotreply@albemarlecommission.org) [<mailto:donotreply@albemarlecommission.org>]

Sent: Tuesday, March 01, 2016 8:25 AM

To: Laura Alvarico

Subject: Message from "RNP0026739F31F8"

This E-mail was sent from "RNP0026739F31F8" (MP C5503).

Scan Date: 03.01.2016 08:25:18 (-0500)

Queries to: [donotreply@albemarlecommission.org](mailto:donotreply@albemarlecommission.org)



CAMDEN

CHOWAN

CURRITUCK

DARE

GATES

HYDE

PASQUOTANK

PERQUIMANS

TYRRELL

WASHINGTON

COLUMBIA

CRESWELL

DUCK

EDENTON

ELIZABETH CITY

GATESVILLE

HERTFORD

KILL DEVIL HILLS

KITTY HAWK

MANTEO

NAGS HEAD

PLYMOUTH

ROPER

SOUTHERN SHORES

WINFALL

Bill Rich, County Manager  
Hyde County  
30 Oyster Creek Rd.  
Swan Quarter, NC 27885

Dear Mr. Rich:

**Senate Bill 479 (G.S. 143 B-181.55)** enacted on July 24, 1993 authorized creation of the Senior Tar Heel Legislature to provide information and education to senior citizens on the legislative process and matters being considered by the NC General Assembly. This body of individuals is made up of a Delegate and Alternate from each of the 100 counties in the State of North Carolina. The STHL meets three (3) times per year in Raleigh to discuss and advocate for issues or legislation effecting the senior population in North Carolina, additionally, they receive updates from the Governor's office and the Division of Aging and Adult Services (DAAS) on special initiatives or programs throughout the state.

As you know, Hyde County has not had a delegate to the Senior Tar Heel Legislature for over 10 years. I recently was contacted by Jan Moore, a Hyde County resident who has worked in the aging network for over 20 years. Ms. Moore is interested in serving as the STHL delegate for Hyde County. I believe that she would be a great advocate for the older residents of Hyde County and all of northeast North Carolina. Her contact information is below:

Jan Moore  
eroomcnaj1123@yahoo.com  
252-385-1826

As a county appointed representative, the STHL delegate reports to the county manager and elected officials about what is happening at a state level that could impact older adults in your community. Additionally, the delegate is required to meet with local seniors throughout the county to listen to their concerns and voice those concerns at the statewide Legislative meetings.



Travel expenses are typically paid by the county, which includes mileage, hotel stay for one night and meals, three times per year. The Area Agency on Aging will transport members from our Hertford office as needed. If this poses a problem for the county, please feel free to contact me to discuss further.

I hope that you will agree that Ms. Moore would serve as a great advocate for older adults residing in your county. I am requesting that the Board of Commissioners consider appointing Ms. Moore as the Senior Tar Heel Legislature Delegate for Hyde County. Hyde County has not had a Delegate representing senior issues to the STHL in over 10 years. I believe that Ms. Moore would serve the county well in this capacity. Should you have any questions, please feel free to contact me via e-mail at [lalvarico@albemarlecommission.org](mailto:lalvarico@albemarlecommission.org) or via telephone at 252-426-5753 ext 224.

Most sincerely,



Laura Alvarico, Director  
Albemarle Commission Area Agency on Aging

**Hyde County Board of Commissioners  
AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2016  
**Presenter:** County Manager Bill Rich  
**Attachment:** Yes

**ITEM TITLE:** APPOINTMENT TO MAINLAND OCCUPANCY TAX BOARD

**SUMMARY:** Elizabeth Gurganus has served on the Mainland Occupancy Tax Board since her initial appointment on August 4, 2014.

As Mrs. Gurganus is in agreement, it is recommended that she be appointed Chairman of the Mainland Occupancy Tax Board.

**RECOMMEND:** Appoint.

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Motion Made By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

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# HYDE COUNTY MAINLAND OCCUPANCY TAX BOARD

## 2016 ROSTER

Scheduled Meeting are on: \_\_\_\_\_

On June 4, 2012, the Hyde County Board of Commissioner moved that per Hyde County Ordinance 38-24 - Advisory Committee to designate that committee appointments be made at or before the 2nd meeting in July of each fiscal year.

<u>Township</u>		<u>Length of Term</u>	<u>Appointed</u>	<u>Appointed</u>
Swan Quarter	Donna Spencer, Chairman P.O. Box 65 Swan Quarter, NC 27885 252-926-2021 252-926-7481 <a href="mailto:dspencer@agcarolina.com">dspencer@agcarolina.com</a>			09/04/2012
	Lorenza Farrow 1335 Main Street Swan Quarter, N. C. 27885 252-926-8551-home	no expiration replaced Charles Green		09/04/2012
	Elizabeth Gurganus P.O. Box 4 286 Church St. Swan Quarter, NC 27885 252-926-8461		08/04/2014	
Lake Landing	Wanda Jennette 595 Lazy Lane Engelhard, NC 27824 252-925-1461			09/04/2012
	Karen Meekins 870 Nebraska Rd. Engelhard, NC 27824 252-473-0853 <a href="mailto:karenmeekins@gmail.com">karenmeekins@gmail.com</a>		08/04/2014	
	Mark Carawan, Chairman 520 NC 94 Swan Quarter, N. C. 27885 252-926-2008-home <a href="mailto:carawans@carawans.com">carawans@carawans.com</a>	no expiration	original member	
Volunteer	Lisa Carawan Secretary 520 NC 94 Swan Quarter, N. C. 27885 252-926-2008-home <a href="mailto:carawans@carawans.com">carawans@carawans.com</a>	no expiration		
Fairfield	Lamar Spencer Mary S. Spence 6491 NC 94 Fairfield, N. C. 27826 252-926-1223-home	no expiration no expiration Lamar replaced Mary Spencer Mary replaced Rosalyn Barnard	06/15/2009	04/01/2013 09/04/2012 (resigned 03-12-2013)
	Glenn Gibbs 8359 North Lake Road Fairfield, N. C. 27826 252-925-1009	no expiration	original member	
Currituck	Melissa Joyner, Executive Director Scranton, NC 278 252-926-9171 work 252-402-2340 cell 252-943-1258 cell	no expiration	10/07/2013	
	Bill Lawrence 201 Lawrence Lane Scranton, N. C. 27875 252-926-7401-home	no expiration	09/05/2006	09/04/2012 (resigned 07-01-2013)



**Hyde County Board of Commissioners  
AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2016  
**Presenter:** Commissioner John Fletcher  
**Attachment:** Yes

**ITEM TITLE:** OCRACOCKE PLANNING ADVISORY BOARD

**SUMMARY:** Commissioner Fletcher will present request for appointment(s) to the Ocracoke Planning Advisory Board.

**RECOMMEND:** Appoint.

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**Motion Made By:** ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

**Motion Seconded By:** ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

**Vote:** ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

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**Ocracoke Development Ordinance Planning Advisory Board**

**Scheduled Meetings:**

**2nd Thursday (monthly)**

	<b>Appointed</b>	<b>Term</b>	<b>Expires</b>	<b>Re-Appointed</b>	<b>Appointed</b>	<b>Term</b>	<b>Expires</b>	<b>e-Appointed</b>
<del>Bill Rich, Chairman</del>	<del>03/21/2011</del>	<del>3-yr.</del>	<del>06/30/2014</del>	<del>resigned</del>				
Ocracoke, NC 27960								
Archie (Corkey) P. Pentz, Chairman P.O. Box 116 Ocracoke, NC 27960 252-928-3111	03/04/2013 (complete term of Bill Rich)		06/30/2014					
Jerry Midgett P.O. Box 406 Ocracoke, NC 27960 252-928-6821	06/03/2013	?						
Leslie "Butch" Bryan P.O. Box 426 Ocracoke, NC 27960 252-928-5211	06/03/2013	?						
Thomas Payne P.O. Box 1599 Ocracoke, NC 27960 252-928-2776	06/03/2013	?						
Benjamin Arden Ocracoke, NC 27960	04/07/2014	?						
Amy Srail Johnson Ocracoke, NC 27960	03/21/2011	3 yrs.	06/30/2014					
B. J. Oelschlegel Ocracoke, NC 27960	03/21/2011	?						
Kirby Vanlandingham Ocracoke, NC 27960	03/21/2011	?						
Sharon O'Neal Justice P.O. Box 384 Ocracoke, NC 27960 252-928-6981 - home 252-928-5311 - work 252-921-0271 - cell <a href="mailto:ocdecoys@embarqmail.com">ocdecoys@embarqmail.com</a>	03/04/2013	2 yrs.	03/04/2015					
Jennifer Esham <del>P.O. Box 442</del> Ocracoke, NC 27960	03/21/2011	2-yr.	06/30/2013					
Tom Pahl <del>P.O. Box 1056</del> Ocracoke, NC 27960	03/21/2011	2-yr.	06/30/2013					
Keith Parker Lowe <del>P.O. Box 730</del> Ocracoke, NC 27960	03/21/2011	2-yr.	06/30/2013					

**Hyde County Board of Commissioners**  
**AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2016  
**Presenter:** County Manager Bill Rich  
**Attachment:** Yes

**ITEM TITLE:** **Appointments - Ocracoke Development Ordinance Board of Adjustments**

**SUMMARY:** **December 7, 2015**

Commissioner Fletcher reported Chairman Jim Borland resigned his position with the ODO Board of Adjustments, effective October 15, 2015.

Commissioner Fletcher moved to appoint Wayne Clark to serve a three year term on the Ocracoke Development Ordinance Board of Adjustments. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Simmons, and Swindell; Nays – None; Absent or not voting – Tunnell.

**January 4, 2016**

Commissioner Fletcher recommended nominees for appointment to the ODO Board of Adjustments and set terms to be staggered at three (3) years, two (2) years and one (1) year terms.

Commissioner Fletcher moved to appoint James (Jake) Johnson (3 year term) and Bill Monticone (2 year term) and Daphne Bennick (2 year term) to serve on the Ocracoke Development Ordinance Board of Adjustments. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons, and Swindell; Nays – None; Absent or not voting – None.

**February 1, 2016**

Commissioner Fletcher moved to appoint Marty Baumgaertel and Edwardo Perez to serve one year terms on the Ocracoke Development Ordinance Board of Adjustments. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh, Fletcher, Tunnell, Simmons, and Swindell; Nays – None; Absent or not voting – None.

Mr. Edwardo Perez declined this appointment.

At this time one 3-year, one 2-year and one 1-year term are vacant. Positions on the Board need to be assigned also.

**RECOMMEND:** Appoint.

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Motion Made By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

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# Ocracoke Development Ordinance Board of Adjustments

7 members with 1, 2, 3 year terms

Scheduled Meetings: \_\_\_\_\_

	Appointed	Term	Expires	Re-Appointed	Term	Expires
Wayne Clark P.O. Box 848 Ocracoke, NC 27960	12/07/2015	3 yrs.	12/07/2018			
James (Jake) Johnson P.O. Box 1161 Ocracoke, NC 27960	01/04/2016	3 yrs.	01/04/2019			
VACANCY		3 yrs.				
Daphne Bennick P.O. Box 354 Ocracoke, NC 27960	01/04/2016	2 yrs.	01/04/2018			
VACANCY		2 yrs.				
Marty Baumgaertel P.O. Box 911 Ocracoke, NC 27960	02/01/2016	1 yr.	02/01/2017			
VACANCY		1 yr.				
Edwardo Perez	02/01/2016	1-yr.	02/01/2017	Declined Appointment		
William (Bill) Monticone, Vice-Chairman P.O. Box 697 Ocracoke, NC 27960 252-928-6306	06/30/2011	1-yr.		01/04/2016 Resigned 02-05-2016	2-yr.	01/04/2018
Elizabeth Chamberlin, Secretary		3-yr.	06/30/2013			
Tim Fields			06/30/2012			
Dale Mutro		3-yr.	06/30/2013			
Jim Borland, Chairman	06/30/2012	2-yr.	06/30/2014	Resigned 10/15/2015		
Rufus Keel	06/01/2013	1-yr.	06/01/2014			
Daphne Bennett	06/30/2012	2-yr.	06/30/2014			

Feb. 5, 2016

William Monticone  
PO Box 697  
Ocracoke, NC 27960

Dear Ms. Stotesberry:

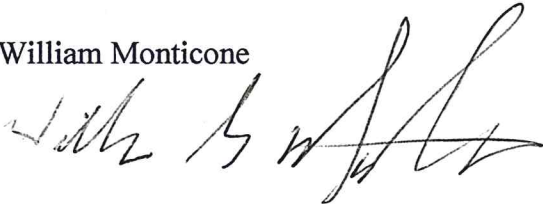
I am writing in regards to my appointment to the Ocracoke Development Ordinance Board of Adjustments.

I have served two, two-year terms on this board and feel that it is time for some new blood. Thank you for the opportunity to serve my community but at this time I feel that I must resign.

I apologize for my delay in sending this resignation, but I have been out of the country and found this letter upon my return to Ocracoke.

Sincerely,

William Monticone

A handwritten signature in black ink, appearing to read 'W. Monticone', written in a cursive style.

**Hyde County Board of Commissioners  
AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2016  
**Presenter:** County Manager Bill Rich  
**Attachment:** Yes

**ITEM TITLE:** CODE OF ETHICS FOR THE BOARD OF COMMISSIONERS OF  
HYDE COUNTY, NORTH CAROLINA

**SUMMARY:** At the February 1, 2016 Board of Commissioners meeting County Manager Bill Rich reported the purpose of the Code of Ethics is to establish guidelines for ethical standards of conduct for the Hyde County Board of Commissioners and to provide guidance in determining what conduct is appropriate in particular cases and that it should not be considered a substitute for a board member's best judgment.

After discussion, the commissioners approved the Hyde County Board of Commissioners Code of Ethics.

It is necessary to make a motion and record the vote to adopt the Code of Ethics.

**RECOMMEND:** MOTION TO ADOPT.

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Motion Made By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

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**Code of Ethics  
for the Board of County Commissioners  
of Hyde County, North Carolina**

**Preamble**

**WHEREAS**, the constitution of North Carolina, Article I, Section 35, reminds us that a “frequent recurrence to fundamental principles is absolutely necessary to preserve the blessings of liberty;” and

**WHEREAS**, a spirit of honesty and forthrightness is reflected in North Carolina’s State Motto, *Esse Quam Videri*, “To Be Rather than to Seem;” and

**WHEREAS**, Section 160A-86 of North Carolina General Statutes requires local governing boards to adopt a code of ethics; and

**WHEREAS**, as public officials we are charged with upholding the trust of the citizens and residents of Hyde County, and with obeying the law; and

**NOW THEREFORE**, in recognition of our blessings and obligations as citizens of the State of North Carolina and as public officials representing the citizens and residents of Hyde County, and acting pursuant to the requirements of Section 160A-86 of the North Carolina General Statutes, we the Hyde County Board of Commissioners do hereby adopt the following General Principles and Code of Ethics to guide the Board of County Commissioners in their lawful decision-making.

**FURTHER**, the Hyde County Board of Commissioners directs all advisory boards and committees, which currently serve, or which may in the future be created to serve the Board of County Commissioners, to respect and abide by these same General Principles and Code of Ethics in the performance of their lawful duties insomuch as they may be applicable to the performance thereof.



## GENERAL PRINCIPLES UNDERLYING THE CODE OF ETHICS

- The stability and proper operation of democratic representative government depends upon public confidence in the integrity of the government, and upon responsible exercise of the trust conferred by the people upon their elected officials.
- Governmental decisions and policies must be made and implemented through proper channels and processes of governmental structure.
- Board members must be able to act in a manner that maintains their integrity and independence, yet is responsive to the interests and needs of those they represent.
- Board members must always remain aware that at various times they play different roles:
  - As advocates, who strive to advance the legitimate needs of their citizens and residents,
  - As legislators, who balance the public interest and private rights in considering and enacting ordinances, orders, and resolutions, and
  - As fair and impartial decision-makers, when making quasi-judicial and administrative determinations.

Board members must know how to distinguish among these roles, to determine when each role is appropriate, and to act accordingly.

- Board members must be aware of their obligation to conform their behavior to standards of ethical conduct that warrant the trust of their constituents. Each official must find within his or her own conscience the touchstone by which to determine what conduct is appropriate.

## **CODE OF ETHICS**

**Purpose.** The purpose of this Code of Ethics is to establish guidelines for ethical standards of conduct for the Hyde County Board of Commissioners and to provide guidance in determining what conduct is appropriate in particular cases. It should not be considered a substitute for a board member's best judgment.

### **Section 1. The need to obey all applicable laws regarding official actions taken as a board member.**

- (a) Board members should obey all laws that apply to their official actions as members of the board. Board members should be guided by the spirit, as well as, the letter of the law in whatever they do. At the same time, board members should feel free to assert policy positions and opinions without fear of reprisal from fellow board members or citizens. To assert that a board member is behaving unethically due to the fact that one has a disagreement with that board member based on a question of policy (and not on the board members' ethical behavior) is unfair, dishonest, irresponsible, and is itself unethical.
- (b) Board members should endeavor to keep themselves up-to-date, through the board's attorney and other sources, on 1) the pertinent constitutional, statutory, and other legal requirements with which they must be familiar, and 2) about new or ongoing legal and ethical issues that they may face in the official positions.
- (c) Board members shall comply with General Statute §160A-87 (Ethics law) and participate in the periodic ethics education mandated by said statute.

### **Section 2. The need to uphold the integrity and independence of the board member's office.**

- (a) Board members should act with integrity and with independence from improper influence as they exercise the functions of their offices. Characteristics and behaviors that are consistent with this standard are:
  - Adhering firmly to a code of sound values.
  - Behaving consistently and with respect towards everyone with whom they interact.
  - Exhibiting trustworthiness.
  - Living as if they are on duty as elected officials regardless of where they are or what they are doing.
  - Using their best independent judgment to pursue the common good as they see it, presenting their opinions to all in a reasonable, forthright, consistent manner.
  - Remaining incorruptible, self-governing, and not subject to improper influence, while at the same time being able to consider the opinions and ideas of others.



- Disclosing contact and information about issues that they receive outside of public meetings, and refraining from seeking or receiving information about quasi-judicial matters outside of the quasi-judicial proceedings themselves.
  - Treating other board members and the public with respect, and honoring the opinions of others even when they disagree.
  - Not reaching conclusions on issues until all sides have been heard.
  - Showing respect for their office and not behaving in ways that reflect poorly on it.
  - Recognizing each board member is a part of a larger group and acting accordingly.
  - Recognizing that individual board members are not generally allowed to act on behalf of the board, but may only do so if the board specifically authorizes it, and that the board must take official action as a body.
- (b) Board members should feel free to assert policy positions and opinions without fear of reprisal from fellow board members or citizens. To assert that a board member is behaving unethically due to the fact that one has a disagreement with that board member based on a question of policy (and not on the board member's unethical behavior) is unfair, dishonest, irresponsible, and is itself unethical.

**Section 3. The need to avoid impropriety in the exercise of the board member's official duties.**

- (a) Board members should avoid impropriety in the exercise of their official duties. Their official actions should be above reproach. Consideration of whether a board member's actions were improper should be considered in light of the circumstances and information available to the board member at the time of the board member's actions.
- (b) If a board member concludes that his or her actions, while legal and ethical, may be misunderstood, he or she may seek the advice of the board's attorney. He or she may also state on the record the facts of the situation and the steps taken to resolve it.
- (c) In the instance of alleged impropriety by any board member, the board member shall be afforded the opportunity to explain the situation and all relevant facts.

**Section 4. The need to faithfully perform the duties of the office.**

- (a) Board members should be faithful in the performance of the duties of their offices. They should act as especially responsible citizens whom others can trust and respect. They should set a good example for others in the community, keeping in mind that trust and respect must continually be earned.
- (b) Board members should faithfully attend and prepare for meetings. They should carefully analyze all credible information that is properly submitted to them, mindful of the need not to engage in communications outside the meeting in quasi-judicial matters. Board members should require full accountability from those over whom they board has authority.

- (c) Board members should be willing to bear their fair share of the board's workload. To the extent appropriate, they should be willing to put the board's interests ahead of their own.

**Section 5. The need to conduct the affairs of the governing board in an open and public manner, including complying with all applicable laws governing open meetings and public records.**

- (a) Board members should conduct the affairs of their boards in an open and public manner. They should comply with all applicable laws governing open meetings and public records, recognizing that doing so is an important way to be worthy of the public's trust. They should remember when they meet that they are conducting the public's business. They should also remember that the records of their local government belong to the public and not to themselves or their employees.
- (b) Board members should make clear that a climate of transparency and candor is to be maintained at all times in County government and should prohibit unjustified delay in fulfilling public records requests.
- (c) In order to ensure strict compliance with the laws governing openness, board members should take deliberate steps to ensure that any closed sessions held by the board are lawfully conducted, and that such sessions do not stray from the purposed for which they are created.

This Code of Ethics adopted this the    day of                      , 2016

\_\_\_\_\_  
Earl Pugh, Jr., Chairman

\_\_\_\_\_  
Barry Swindell, Vice Chairman

\_\_\_\_\_  
Benjamin (Ben) Simmons, III

\_\_\_\_\_  
John Fletcher

\_\_\_\_\_  
Dick Tunnell

**Hyde County Board of Commissioners  
AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2015  
**Presenter:** Kris Cahoon Noble  
**Attachment:** Yes

**ITEM TITLE:** South Oak Subdivision

**SUMMARY:** Mr. H.E. Whichard, the developer for the South Oak Subdivision, has presented a plat prepared by Hood Richardson for approval by the Planner's Office. The plat was prepared in compliance with General Statutes regulating septic tank permit expiration. According to General Statutes, septic tank permits do not expire if approved by an engineer and recorded in the county's Register of Deed's office. The lots and the area where the systems are located have already been subdivided (date of approval by the Board of Commissioners 10/15/2007). The plat subdivides each individual system and repair to a specific location with metes and bounds description. The subdivision map subdivided the area where these systems were to be located collectively.

**RECOMMEND:** REVIEW, DISCUSS AND APPROVE.

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**Motion Made By:** \_\_\_ Earl Pugh, Jr.  
\_\_\_ Dick Tunnell  
\_\_\_ Ben Simmons  
\_\_\_ John Fletcher  
\_\_\_ Earl Pugh, Jr.

**Motion Seconded By:** \_\_\_ Earl Pugh, Jr.  
\_\_\_ Dick Tunnell  
\_\_\_ Ben Simmons  
\_\_\_ John Fletcher  
\_\_\_ Barry Swindell

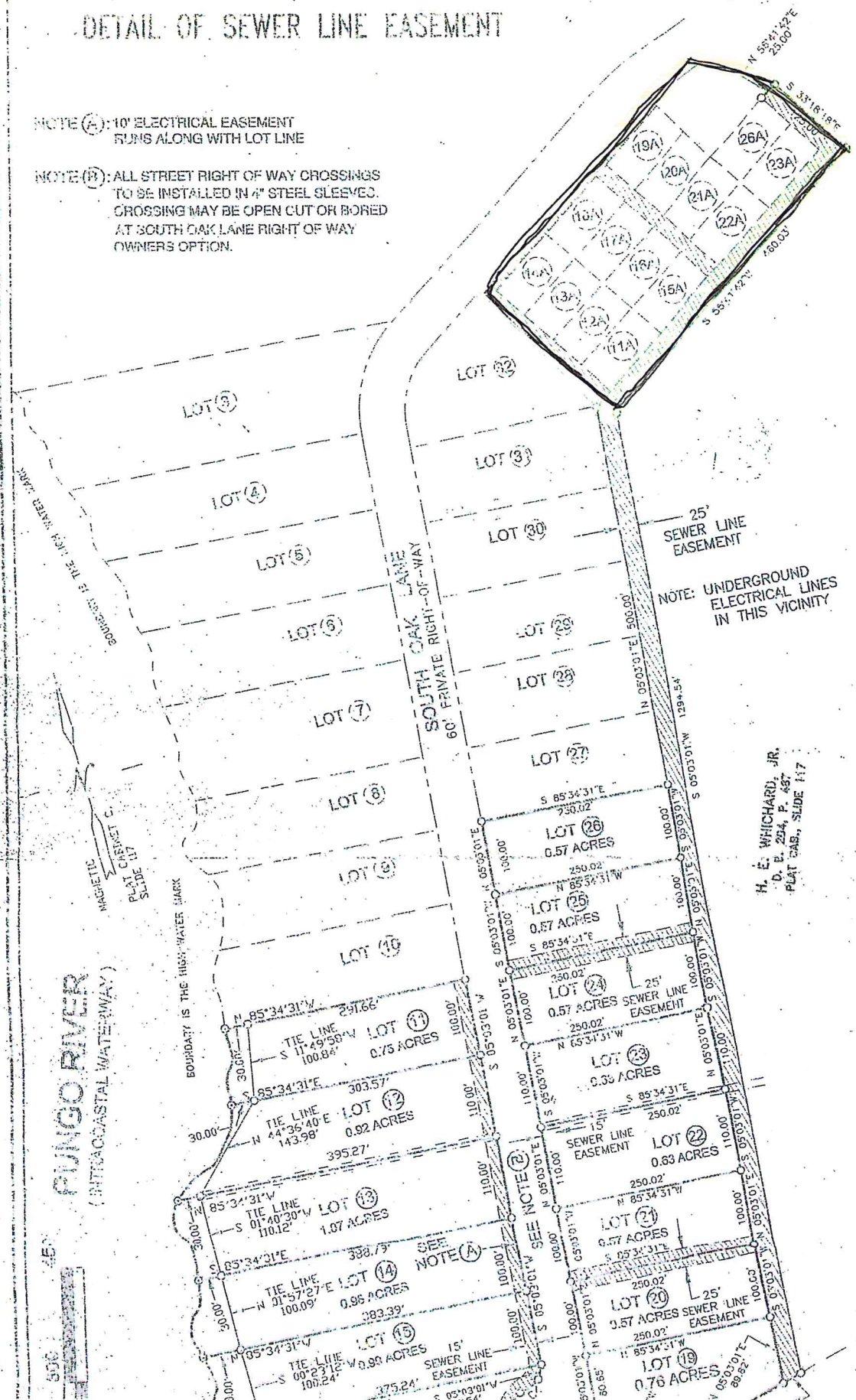
**Vote:** \_\_\_ Earl Pugh, Jr.  
\_\_\_ Dick Tunnell  
\_\_\_ Ben Simmons  
\_\_\_ John Fletcher  
\_\_\_ Barry Swindell



# DETAIL OF SEWER LINE EASEMENT

NOTE (A): 10' ELECTRICAL EASEMENT  
RUNS ALONG WITH LOT LINE

NOTE (B): ALL STREET RIGHT OF WAY CROSSINGS  
TO BE INSTALLED IN 4" STEEL SLEEVES.  
CROSSING MAY BE OPEN CUT OR BORED  
AT SOUTH OAK LANE RIGHT OF WAY  
OWNERS OPTION.



**Hyde County Board of Commissioners  
AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2015  
**Presenter:** Kris Cahoon Noble  
**Attachment:** Yes

**ITEM TITLE:** Service Contract for Brock Vance Jones  
Renovations at the Hyde Davis Center for Beaufort-Hyde-Martin Library  
& Beaufort County Community College

**SUMMARY:** We are requesting approval to enter into a service contract with Brock Vance Jones for room renovations to Suites 4, 7, & 8, to be leased to Beaufort County Community College and Suite 5, to be leased to Beaufort-Hyde-Martin Library all located at the Hyde Davis Center in Engelhard, NC. The County secured two bids for the renovation work; Mr. Jones was able to provide the most economical estimate. Mr. Jones has secured builder's risk coverage through NC Farm Bureau. He estimates that all renovations will cost approximately \$5,775.00.

**RECOMMEND:** REVIEW, DISCUSS AND APPROVE.

---

Motion Made By: ☐ Earl Pugh, Jr.  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher  
☐ Earl Pugh, Jr.

Motion Seconded By: ☐ Earl Pugh, Jr.  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher  
☐ Barry Swindell

Vote: ☐ Earl Pugh, Jr.  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher  
☐ Barry Swindell



**NORTH CAROLINA  
HYDE COUNTY**

**SERVICE CONTRACT**

THIS CONTRACT is made and entered into this the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ by and between COUNTY OF HYDE, a body corporate and politic existing pursuant to the laws of the State of North Carolina, (hereinafter referred to as "the COUNTY"), party of the first part, and Brock Vance Jones (hereinafter referred to as "CONTRACTOR"), party of the second part.

**1. SERVICES TO BE PROVIDED AND AGREED CHARGES**

The services and/or material to be furnished under this contract (hereinafter referred to collectively as "SERVICES") and agreed charges are as follows:

See Attachment A

COUNTY shall pay CONTRACTOR for SERVICES rendered as described on Exhibit "A" attached hereto for a total contract price of \$5,775.00. Said price is itemized on the attached Exhibit A and are hereby made part of this CONTRACT to firmly establish the total contract price of \$5,775.00.

**2. TERM OF CONTRACT**

The term of this CONTRACT for SERVICES is from the date that the CONTRACT is executed by the CONTRACTOR and the COUNTY to completion of the Project as defined in Attachment A and shall continue thereafter until SERVICES are completed to the satisfaction of the COUNTY.. This CONTRACT is subject to the availability of funds to purchase the specified SERVICES and may be terminated at any time if such funds become unavailable.

**3. PAYMENT TO CONTRACTOR**

The COUNTY agrees to pay at the rates specified for SERVICES satisfactorily performed in accordance with this contract. Unless otherwise specified, the CONTRACTOR shall submit an itemized invoice to the COUNTY by the end of the month during which SERVICES are performed. Payment will be processed promptly upon receipt and approval by the COUNTY of the invoice.

All equipment, and maintenance and repair of equipment, necessary for CONTRACTOR'S performance of this contract shall be the CONTRACTOR'S responsibility.

**4. INDEPENDENT CONTRACTOR**

Both the COUNTY and the CONTRACTOR agree that the CONTRACTOR shall act as an independent contractor and shall not represent itself as an agent or employee of the COUNTY for any purpose in the performance of the CONTRACTOR'S duties under this contract. Accordingly, the CONTRACTOR shall be

responsible for payment of all Federal, State and local taxes arising out of the CONTRACTOR'S activities in accordance with this contract, including by way of illustration but not limitation, Federal and State income tax, Social Security tax, Unemployment Insurance taxes, and any other taxes or business license fees as required.

In performing the SERVICES, the CONTRACTOR is acting as an independent contractor and shall perform SERVICES in accordance with currently approved methods and practice in the CONTRACTOR'S professional capacity and in accordance with the standards of applicable professional organizations and licensing agencies.

## **5. INSURANCE AND INDEMNITY**

The CONTRACTOR shall indemnify and save harmless the COUNTY, its agents and employees from and against all actions, liability, claims, suits, damages, cost or expenses of any kind which may be brought or made against the COUNTY or which the COUNTY must pay and incur by reason of or in any manner resulting from injury, loss or damage to persons or property resulting from negligent performance of or failure to perform any of its obligations under the terms of this CONTRACT.

The CONTRACTOR shall be fully responsible to the COUNTY for the acts and omissions of its sub-contractors and of persons either directly or indirectly employed by CONTRACTOR.

In addition, the CONTRACTOR shall comply with the North Carolina Worker's Compensation Act and shall provide for the payment of workers' compensation to its employees in the manner and to the extent required by such Act. In the event the CONTRACTOR is excluded from the requirements of such Act and does not voluntarily carry workers' compensation coverage, the CONTRACTOR shall carry or cause its employees to carry adequate medical/accident insurance to cover any injuries sustained by its employees or agents during the performance of SERVICES.

The CONTRACTOR agrees to furnish the COUNTY proof of compliance with said Act or adequate medical/ accident insurance coverage upon request.

The CONTRACTOR shall maintain other insurance not otherwise specified above as provided for in the Project Contract Proposal.

## **6. HEALTH AND SAFETY**

The CONTRACTOR shall be responsible for initiating, maintaining and supervising all safety precautions and programs in connection with the work. The CONTRACTOR shall take all necessary precautions for the safety of, and shall provide the necessary protection to prevent damage, injury or loss to all employees from the work and other persons who may be affected thereby.

## **7. NON-DISCRIMINATION IN EMPLOYMENT**

The CONTRACTOR shall not discriminate against any employee or applicant for employment because of age, sex, race, creed, or national origin. The CONTRACTOR shall take affirmative action to ensure that applicants are employed and that employees are treated during employment without regard to their age, sex,



race, creed, or national origin. In the event the CONTRACTOR is determined by the final order of an appropriate agency or court to be in violation of any non-discrimination provision of federal, state or local law or this provision, this Contract may be canceled, terminated or suspended in whole or in part by the COUNTY, and the CONTRACTOR may be declared ineligible for further COUNTY contracts.

## **8. GOVERNING LAW**

This contract shall be governed by and in accordance with the laws of the State of North Carolina. All actions relating in any way to this contract shall be brought in the General Court of Justice of the State of North Carolina in Hyde County.

## **9. OTHER PROVISIONS**

This contract is subject to such additional provisions as are set forth in any addendum executed separately by each party and attached hereto.

## **10. CONTRACT DOCUMENTS/AMENDMENTS**

This document together with the purchase order and any attached exhibits constitutes the entire Contract between the said two parties and may only be modified by a written mutual agreement signed by the parties and attached hereto.

*--- Remainder of this page intentionally left blank ---*

## 11. SIGNATURES

Both the COUNTY and the CONTRACTOR agree to the above contract.

Witnessed or Attested By:

\_\_\_\_\_

(SEAL)

COUNTY OF HYDE

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Witnessed or Attested By:

\_\_\_\_\_

CONTRACTOR

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

\_\_\_\_\_  
Finance Officer, County of Hyde

## ATTACHMENT A

The services and/or material to be furnished under this contract (hereinafter referred to collectively as "SERVICES") and agreed charges are as follows:

### Suite 5 - Total of \$425.00

- a. Remove radiator heat unit from wall underneath windows
- b. Paint under windows and patch holes
- c. Cut back waterline stud and cap on entrance wall, cover and trim box in

### Suite 8 - Total of \$5,350.00

- a. Remove cabinets and desk from Suite 7
- b. Remove wall with glass in-between Suites 7 & 8
- c. Patch floor
- d. Patch sheetrock
- e. Paint room
- f. Replace carpet
- g. Remove cabinets and workstations in Suite 8

**Hyde County Board of Commissioners  
AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2016  
**Presenter:** Commissioner John Fletcher  
**Attachment:**

**ITEM TITLE:** COMMISSIONER CONCERNS

**SUMMARY:** Commissioner Fletcher will discuss items of concern:

- a. Report on Soundside Access on Ocracoke
- b. Report on NC DOT Moving Right-of-Way on Hwy 12, Ocracoke, NC
- c. Discussion on Combining Hyde County DSS and Health Department
- d. Public Access – Health Department and Home Health

**RECOMMEND:** Discussion.

---

Motion Made By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

---



## Lois Stotesberry

---

**From:** Jennings, Jerry D <jjennings@ncdot.gov>  
**Sent:** Monday, February 08, 2016 2:42 PM  
**To:** Bill Rich; 'Hallac, Dave'  
**Cc:** Byrum, Gretchen A; 'Lois Stotesberry'; 'Barry Swindell'; 'Ben Simmons'; 'Dick Tunnell'; 'Earl Pugh'; 'Fred Holscher'; 'John Fletcher'; 'Teresa Adams'; 'Steve Thompson'; 'Mark Dowdle'; 'Mike Barber'; Roper, Anthony W; Midgett, Randy; Fearing, Malcolm K  
**Subject:** RE: Ocracoke Island Hay 12

Gentlemen,

The Department is in the process of completing a feasibility study that is looking at long term alternatives for protecting and maintaining NC 12 on Ocracoke Island. While this study will identify a range of options along with associated costs and impacts of each, there are no funds currently programmed for these type of improvements. Any such project would have to compete through the STI prioritization process.

I talked with the engineers involved with this study and they anticipate it being completed within the next 60 days. We would certainly be glad to participate in a meeting and I suggest it be scheduled after this report is available as it would be very beneficial to the conversation. Thanks.

Jerry D. Jennings, PE

Division Engineer

From: Bill Rich [<mailto:brich@hydecourtync.gov>]  
Sent: Sunday, February 07, 2016 6:49 PM  
To: 'Hallac, Dave'  
Cc: Byrum, Gretchen A; Jennings, Jerry D; 'Lois Stotesberry'; 'Barry Swindell'; 'Ben Simmons'; 'Dick Tunnell'; 'Earl Pugh'; 'Fred Holscher'; 'John Fletcher'; 'Teresa Adams'; 'Steve Thompson'; 'Mark Dowdle'; 'Mike Barber'  
Subject: RE: Ocracoke Island Hay 12

Thanks Dave. We will work on a meeting soon.

Bill

From: Hallac, Dave [[mailto:david\\_hallac@nps.gov](mailto:david_hallac@nps.gov)]

Sent: Friday, February 05, 2016 5:06 PM

To: Bill Rich

Cc: [gabyrum@ncdot.gov](mailto:gabyrum@ncdot.gov); Jennings, Jerry D; Lois Stotesberry; Barry Swindell; Ben Simmons; Dick Tunnell; Earl Pugh; Fred Holscher; John Fletcher; Teresa Adams; Steve Thompson; Mark Dowdle; Mike Barber

Subject: Re: Ocracoke Island Hay 12

Hi Bill,

Thank you for your message. I suggest that we get together with you and the NCDOT to discuss your ideas.

Let's work on a time and date for a meeting.

Have a great weekend.

Dave

---

David E. Hallac

Superintendent, Outer Banks Group

Cape Hatteras NS - Wright Brothers NMEM - Fort Raleigh NHS

252-475-9032

On Tue, Feb 2, 2016 at 12:40 PM, Bill Rich <[brich@hydecourtync.gov](mailto:brich@hydecourtync.gov)> wrote:

Hello to all. At our Board of Commissioner meeting last night there was a motion made and endorsed by all to inquire into any possibility of DOT obtaining additional ROW from the Park Service to move that portion of HW 12 where the Ocean and dunes are so fragile closer to the sound. This would allow for a more substantial dune and buffer for that area of greatest vulnerability. Let me know what you think. Thanks.

Bill

---

Email correspondence to and from this sender is subject to the N.C. Public Records Law and may be disclosed to third parties.

**Hyde County Board of Commissioners**  
**AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2016  
**Presenter:** Manager Bill Rich  
**Attachment:** Yes

**ITEM TITLE:** BUDGET MATTERS

**SUMMARY:** Departmental budget revisions and amendments will be presented by department managers for Board discussion and approval.

- a. Planning Department – Strategic Plan Update
- b. Health Department
  - 1) BR31-16 – Communicable Disease
  - 2) BR32-16 – Healthy Communities
  - 3) BR33-16 – General – Phone/ Internet
- c. Emergency Services Department – Annual Adjustments

**RECOMMEND:** Discussion and approve budget revisions and amendments.

---

Motion Made By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher



**Hyde County Board of Commissioners  
AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2015  
**Presenter:** Kris Cahoon Noble  
**Attachment:** Yes

**ITEM TITLE:** Budget Revision Request – Planning Department

**SUMMARY:** We are requesting a budget revision to move \$1,000.00 from Line Item 104900.7504 (Leadership Development) and \$1,000.00 from Line Item 104900.7503 (Strategic Plan Update) to the following line item in order to cover extra expenses through the rest of the fiscal year ending June 30, 2016.

- \$2,000.00 to Line Item 104900.1400 (Travel)

**RECOMMEND:** APPROVE

---

Motion Made By: ☐ Earl Pugh, Jr.  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher  
☐ Earl Pugh, Jr.

Motion Seconded By: ☐ Earl Pugh, Jr.  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher  
☐ Barry Swindell

Vote: ☐ Earl Pugh, Jr.  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher  
☐ Barry Swindell

[illegible]

ENTERED LEDGER/DATE\_\_\_\_\_

**HYDE COUNTY BOARD OF COMMISSIONERS  
2011/2012 BUDGET REVISIONS**

[illegible]

REQUESTED  DATE 7 MAR 16

APPROVED... CO MANAGER      CO COMMISSIONER-CHAIR      CLERK TO THE BOARD

ENTERED LEDGER/DATE \_\_\_\_\_

## HYDE COUNTY BOARD OF COMMISSIONERS 2011/2012 BUDGET *REVISIONS*

[illegible]

REQUESTED [Signature] DATE 11/16/16

DATE \_\_\_\_\_

7 Mar 16

APPROVED... CO MANAGER      CO COMMISSIONER-CHAIR      CLERK TO THE BOARD

ENTERED LEDGER/DATE\_\_\_\_\_



HYDE COUNTY BOARD OF COMMISSIONERS  
2011/2012 BUDGET REVISIONS

MEETING DATE 3/7/2016					
(FO USE) BR # OR IDT#	DEPARTMENT	ACCOUNT #	LINE ITEM ACCOUNT NAME / EXPLANATION	"+" EXP BUDGET "- REV BUDGET	"-" EXP BUDGET "+" REV BUDGET
				DEBIT	CREDIT
33-16	Health - General	10-2600.0004.26	\$3,000 from Public Health Escrow		
		10-3480.0033	Health General - Revenue		\$ 3,000.00
		10-5830.4300	General - Phone, Internet	\$ 3,000.00	
				\$ 3,000.00	\$ 3,000.00
			<i>Transfer of revenue to phone/internet expense line - this increases the budget, but no local funds are needed</i>		

REQUESTED  DATE 7 MAR 16

APPROVED... CO MANAGER CO COMMISSIONER-CHAIR CLERK TO THE BOARD

ENTERED LEDGER/DATE \_\_\_\_\_

## HYDE COUNTY BOARD OF COMMISSIONERS 2015-2016 BUDGET *REVISIONS*

**MEETING DATE**  
**3/7/2016**

**"+" EXP BUDGET    "-" EXP BUDGET**  
**"-" REV BUDGET    "+" REV BUDGET**

[illegible]

REQUESTED BY Justin L. Gibbs DATE 03 / 03 / 2016  
(SIGNATURE)

APPROVED BY \_\_\_\_\_  
(CO MGR) (BD CHAIR) (CLERK)

APPROVAL DATE            /            /           

ENTERED IN SYSTEM \_\_\_\_\_ DATE \_\_\_\_ / \_\_\_\_ / \_\_\_\_  
(FINANCE OFFICER)

**Hyde County Board of Commissioners  
AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2016  
**Presenter:** Chairman, Vice-Chair, Commissioners and Manager  
**Attachment:** No

**ITEM TITLE:** MANAGEMENT REPORTS

**SUMMARY:** This is a time for each Commissioner to give reports on their work representing the County.

Additionally, Commissioners may wish to bring up issues they wish to have followed up by the Board or by the County Manager.

The County Manager will give an oral update on various projects and other administrative matters.

**RECOMMEND:** Receive reports. Discussion and possible action as necessary.

---

Motion Made By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.  
☐ Barry Swindell  
☐ Dick Tunnell  
☐ Ben Simmons  
☐ John Fletcher



**Manager's Calendar (February 2016)**

M	1	Board of Commissioners Meeting
T	2	Swan Quarter - Will & Clint
W	3	2016 NCCCMT Winter Seminar with Will Doerfer in Durham
TH	4	
F	5	
S	6	
S	7	
M	8	5th Annual NC Catch Summit in Beaufort and Funeral in Charleston
T	9	
W	10	Meeting in Raleigh - Passenger Ferry Committee Meeting
		Courthouse Safety Committee Meeting - Conference Call
TH	11	Ag & Forrestry Study Commission Meeting at Wilkinson Center with Senator Bill Cook and OAPB - Conference Call
F	12	SNOW
S	13	
S	14	
M	15	VACATION
T	16	
W	17	
TH	18	
F	19	
S	20	
S	21	
M	22	Fred Holscher, Chip Edwards and David Howard (Home Health)
	23	David Howard - Hospice
T		Corrinne Gibbs - Budget Forms
W	24	Tornado Threats - Closed at Noon
TH	25	Wildlife Habitat Meeting in Vanceboro
F	26	
S	27	
S	28	
M	29	Paul Holscher - Julia O'Neal

**Hyde County Board of Commissioners**  
**AGENDA ITEM SUMMARY SHEET**

**Meeting Date:** March 7, 2016  
**Presenter:** Citizens  
**Attachment:** No

**ITEM TITLE:** PUBLIC COMMENTS

**SUMMARY:** The public is invited to use this time to make comments to the County Commissioners on items discussed during this meeting and/or matters not discussed earlier in the meeting.

**RECOMMEND:** Receive comments.

**Hyde County Board of Commissioners**  
**AGENDA ITEM SUMMARY SHEET**

**Meeting Date:**       **March 7, 2016**  
**Presenter:**       **Board of Commissioners**

**ITEM TITLE:**       **CLOSED SESSION**

**SUMMARY:**       The County Manager requests entering Closed Session  
in accordance with **NCGS143A-318.11 (a) (3)** to discuss Manager  
Performance and **(6)** Review Legal Issues

- 1)     To prevent the disclosure of information that is privileged or confidential pursuant to the law.
- 2)     To prevent the premature disclosure of an honorary award.
- 3)     To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege.
- 4)     To discuss matters relating to the location or expansion of industries or other businesses.
- 5)     To establish or instruct the public body's staff or agent in negotiating the price or terms of a contract for the acquisition of real property by purchase; or compensation and terms of an employment contract.
- 6)     To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee.
- 7)     To plan, conduct, or hear reports concerning investigations of alleged criminal misconduct.
- 8)     To formulate plans by a local board of education relating to emergency response to incidents of school violence.
- 9)     To discuss and take action regarding plans to protect public safety.

**RECOMMEND:**     Enter into Closed Session if required.

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Motion Made By:   \_\_\_ Earl Pugh, Jr.  
(Enter)           \_\_\_ Barry Swindell  
                     \_\_\_ Dick Tunnell  
                     \_\_\_ Ben Simmons  
                     \_\_\_ John Fletcher

Motion Seconded By: \_\_\_ Earl Pugh, Jr.  
                         \_\_\_ Barry Swindell  
                         \_\_\_ Dick Tunnell  
                         \_\_\_ Ben Simmons  
                         \_\_\_ John Fletcher

Vote:     \_\_\_ Earl Pugh, Jr.  
           \_\_\_ Barry Swindell  
           \_\_\_ Dick Tunnell  
           \_\_\_ Ben Simmons  
           \_\_\_ John Fletcher

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Motion Made By:   \_\_\_ Earl Pugh, Jr.  
(Exit)           \_\_\_ Barry Swindell  
                     \_\_\_ Dick Tunnell  
                     \_\_\_ Ben Simmons  
                     \_\_\_ John Fletcher

Motion Seconded By: \_\_\_ Earl Pugh, Jr.  
                         \_\_\_ Barry Swindell  
                         \_\_\_ Dick Tunnell  
                         \_\_\_ Ben Simmons  
                         \_\_\_ John Fletcher

Vote:     \_\_\_ Earl Pugh, Jr.  
           \_\_\_ Barry Swindell  
           \_\_\_ Dick Tunnell  
           \_\_\_ Ben Simmons  
           \_\_\_ John Fletcher

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